IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 7658 OF 2007

Raghavan Sarathy ....Petitioner
V/s
The South Indian Cooperative Bank Ltd. & Ors.. .....Respondents.

Mr.S.S.Shah i/by I.V.Suryawantshi, Adv. For the petitioner.

Ms.P.S.Cardozo, AGP For the respondent Nos. 2 to 9.

CORAM: A.P.DESHPANDE, J.
16/10/07

PC:

Rule. Rule made returnable forthwith.

Taken up for final hearing by consent of both the parties.

A limited grievance is pressed in service in this writ petition and the same is to the effect that an inquiry had been conducted under section 83 of the Cooperative Societies Act in violation of the principles of natural justice and even the report has not been served on the petitioner. The submission is that without affording any chance to rectify the defects straightway proceedings under section 88 are taken up with a view to fasten liability on the Directors. The learned counsel submits that on one hand the State Government is not passing orders on stay application filed by the petitioner in revision pending with the State Government and on the other hand proceedings under section 88 are being taken up. Thus it is prayed that the State Government be directed to pass appropriate order on the stay application as expeditiously as possible. Learned additional government pleader submits that if so directed the State Government will pass appropriate orders and dispose of stay application within four weeks from today. In this view of the

matter I direct the State Government to pass appropriate order and dispose of the stay application filed by the petitioner along with revision within a period of four weeks from today after affording reasonable opportunity of being heard to the petitioner. Rule made absolute in above terms.

16.10.07